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Chief Clerk of the House.

FILED MAR 09 2005

H.B. No. 2370

By:



A BILL TO BE ENTITLED

AN ACT

relating to the regulation of poultry facilities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 26.301, Water Code, is amended by adding Subdivision (5) to read as follows:

(5) "Liquid waste handling system" means a system in which fresh water or wastewater is used for the transportation and land application of waste.

SECTION 2. Section 26.302, Water Code, is amended by adding Subsections (b-1) and (d) to read as follows:

(b-1) The State Soil and Water Conservation Board may certify a water quality management plan for a poultry facility if the poultry facility:

(1) does not use a liquid waste handling system; and  
(2) is required to obtain a permit or other authorization from the commission.

(d) This section does not affect the authority of the commission to investigate or take enforcement action against a point source discharge under Section 26.121.

SECTION 3. Section 201.026(e), Agriculture Code, as added by Section 1, Chapter 1189, Acts of the 77th Legislature, Regular Session, 2001, is amended to read as follows:

(e) At the request of the landowner, the state board may develop and certify a water quality management plan for any

1 agricultural or silvicultural land in the state. Section  
2 26.302(b-1), Water Code, applies to a water quality management plan  
3 developed or certified for use by a poultry facility under this  
4 section.

5 SECTION 4. This Act takes effect September 1, 2005.

# HOUSE COMMITTEE REPORT

05 APR 19 AM 12: 15  
HOUSE OF REPRESENTATIVES

1<sup>st</sup> Printing

By: McReynolds, Blake, Hughes

H.B. No. 2370

Substitute the following for H.B. No. 2370:

By: Howard

C.S.H.B. No. 2370

## A BILL TO BE ENTITLED

### AN ACT

relating to the regulation of poultry facilities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 26.0286(a), Water Code, is amended by adding Subdivision (3) to read as follows:

(3) "Liquid waste handling system" means a system in which fresh water or wastewater is used for transporting and land applying waste.

SECTION 2. Section 26.0286, Water Code, is amended by adding Subsection (d) to read as follows:

(d) This section does not apply to a poultry operation that does not use a liquid waste handling system.

SECTION 3. Section 26.301, Water Code, is amended by adding Subdivision (5) to read as follows:

(5) "Liquid waste handling system" has the meaning assigned by Section 26.0286.

SECTION 4. Section 26.302, Water Code, is amended by adding Subsections (b-1) and (d) to read as follows:

(b-1) The State Soil and Water Conservation Board may certify a water quality management plan for a poultry facility that:

(1) does not use a liquid waste handling system; and

(2) has obtained a permit or other authorization from the commission.

1        (d) This section does not affect the authority of the  
2        commission to investigate or take enforcement action against an  
3        unauthorized discharge under Section 26.121.

4        SECTION 5. Section 201.026(e), Agriculture Code, as added  
5        by Section 1, Chapter 1189, Acts of the 77th Legislature, Regular  
6        Session, 2001, is amended to read as follows:

7        (e) At the request of the landowner, the state board may  
8        develop and certify a water quality management plan for any  
9        agricultural or silvicultural land in the state. Section  
10       26.302(b-1), Water Code, applies to a water quality management plan  
11       developed or certified for use by a poultry facility under this  
12       section.

13       SECTION 6. This Act takes effect September 1, 2005.

COMMITTEE REPORT

The Honorable Tom Craddick  
Speaker of the House of Representatives

4.12.05  
(date)

Sir:

We, your COMMITTEE ON ENVIRONMENTAL REGULATION

to whom was referred HB 2370 have had the same under consideration and beg to report back with the recommendation that it

- ( ) do pass, without amendment.
- ( ) do pass, with amendment(s).
- (X) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.
- (X) yes ( ) no A fiscal note was requested.
- ( ) yes (X) no A criminal justice policy impact statement was requested.
- ( ) yes (X) no An equalized educational funding impact statement was requested.
- ( ) yes (X) no An actuarial analysis was requested.
- ( ) yes (X) no A water development policy impact statement was requested.
- ( ) yes (X) no A tax equity note was requested.
- ( ) The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.

For Senate Measures: House Sponsor \_\_\_\_\_

Joint Sponsors: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

Co-Sponsors: \_\_\_\_\_

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Bonnen, Chair	X			
Howard, Vice-chair	X			
Driver				X
Homer				X
King, T.	X			
Kuempel	X			
Smith, W.	X			

Total      5 aye  
                 0 nay  
                 0 present, not voting  
                 2 absent

Dennis Bonen  
CHAIR

## **BILL ANALYSIS**

C.S.H.B. 2370  
By: McReynolds  
Environmental Regulation  
Committee Report (Substituted)

### **BACKGROUND AND PURPOSE**

The Texas Legislature in 2001 required all dry litter poultry producers to obtain a water quality management plan certified by the Texas State Soil and Water Conservation Board (TSSWCB). During this time the US Environmental Protection Agency (EPA) did not require any water quality permits for dry litter facilities because these facilities were considered non-point source facilities. The next year EPA changed the classification of dry litter poultry producers of certain sizes to point source facilities. These facilities will now be governed by the concentrated animal feeding operations (CAFO) regulations which require facilities to have a water permit under the Clean Water Act issued by the Texas Commission on Environmental Quality (TCEQ).

TCEQ has adopted rules dealing with CAFOs and dry litter poultry facilities which will go into effect April 2006. These rules recognize the water quality management plans as a method of meeting the technical requirements for the water quality permit. C.S.H.B. 2370 clarifies that the TSSWCB has the authority to provide technical conservation planning assistance to dry litter facilities who are required to have a water quality permit coverage under the Clean Water Act.

Under current statute, a CAFO is required to obtain a permit from the TCEQ if any part of the CAFO's retention facility will be located within the protection zone of a sole-source surface drinking water supply. These provisions, however, do not consider dry litter poultry operations which have no liquid waste, and thus no potential for discharge within these protected zones.

Dry litter poultry operations currently operate under a water quality management plan which is approved by Texas State Soil and Water Conservation Service. These plans address the location of the dry litter operations and locations of field application sites of this dry litter waste matter.

C.S.H.B. 2370 removes dry litter poultry operations from the TCEQ CAFO permit requirements.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

C.S.H.B. 2370 amends the Water Code to allow the State Soil and Water Conservation Board to certify a water quality management plan for a poultry facility that does not use a liquid waste handling system and has obtained a permit or other authorization from the TCEQ. The bill specifies that these provisions do not affect the authority of the TCEQ to investigate or take enforcement action against a point source discharge. The bill amends the Agriculture Code to provide that these provisions apply to a water quality management plan developed or certified for use by a poultry facility under provisions relating to nonpoint source pollution

The bill amends the Water Code to provide that the statute relating to procedures applicable to permits for certain concentrated animal feeding operations do not apply to a poultry operation that does not use a liquid waste handling system.

The bill provides that the section relating to procedures applicable to permits for certain concentrated animal feeding operations do not apply to a poultry operation that does not use a liquid waste handling system.

The bill sets forth a definition of liquid waste handling system for provisions relating to procedures applicable to permits for certain concentrated animal feeding operations.

**EFFECTIVE DATE**

September 1, 2005

**COMPARISON OF ORIGINAL TO SUBSTITUTE**

The substitute allows the State Soil and Water Conservation Board to certify a water quality management plan for a poultry facility that has obtained, rather than is required to obtain, a permit from the TCEQ.

The substitute provides that the statute relating to procedures applicable to permits for certain concentrated animal feeding operations does not apply to a poultry operation that does not use a liquid waste handling system.

The substitute sets forth a definition of liquid waste handling system for provisions relating to procedures applicable to permits for certain concentrated animal feeding operations.

## SUMMARY OF COMMITTEE ACTION

HB 2370

April 5, 2005      8:00AM

Considered in public hearing  
Committee substitute considered in committee  
Testimony taken in committee (See attached witness list.)  
Left pending in committee

April 12, 2005      8:00AM

Considered in public hearing  
Committee substitute considered in committee  
Reported favorably as substituted

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WITNESS LIST

HB 2370  
HOUSE COMMITTEE REPORT  
Environmental Regulation Committee

April 5, 2005 - 8:00AM

For: Grimm, James (Texas Poultry Federation)

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**April 18, 2005**

**TO:** Honorable Dennis Bonnen, Chair, House Committee on Environmental Regulation

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE:** HB2370 by McReynolds (Relating to the regulation of poultry facilities. ), Committee Report 1st House, Substituted

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would exempt poultry operations that do not use a liquid waste handling system from certain permitting requirements and in the designation of water quality protection zones. As a result, the Texas Commission on Environmental Quality (TCEQ) reports that dry litter poultry operations located in protection zones could obtain authorization under a Concentrated Animal Feeding Operations (CAFO) general permit instead of an individual permit.

The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the TCEQ and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board  
**LBB Staff:** JOB, WK, ZS, TL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**April 4, 2005**

**TO:** Honorable Dennis Bonnen, Chair, House Committee on Environmental Regulation

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE:** HB2370 by McReynolds (Relating to the regulation of poultry facilities.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the Texas Commission on Environmental Quality and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

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**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board

**LBB Staff:** JOB, WK, ZS, TL

6

ADOPTED

APR 25 2005

*Reverend*  
Chief Clerk  
House of Representatives

*Cum*

By: McReynolds

H.B. No. 2370

Substitute the following for H.B. No. 2370

By: Howard

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(d) This section does not apply to a poultry operation that does not use a liquid waste handling system.

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(b-1) The State Soil and Water Conservation Board may certify a water quality management plan for a poultry facility that:

(1) does not use a liquid waste handling system; and

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7        (e) At the request of the landowner, the state board may  
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10 26.302(b-1), Water Code, applies to a water quality management plan  
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13        SECTION 6. This Act takes effect September 1, 2005.

**2ND READING  
ENGROSSMENT**

By: McReynolds, Blake, Hughes, et al.

H.B. No. 2370

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# HOUSE ENGROSSMENT

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**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**April 18, 2005**

**TO:** Honorable Dennis Bonnen, Chair, House Committee on Environmental Regulation

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE:** HB2370 by McReynolds (Relating to the regulation of poultry facilities. ), **Committee Report 1st House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would exempt poultry operations that do not use a liquid waste handling system from certain permitting requirements and in the designation of water quality protection zones. As a result, the Texas Commission on Environmental Quality (TCEQ) reports that dry litter poultry operations located in protection zones could obtain authorization under a Concentrated Animal Feeding Operations (CAFO) general permit instead of an individual permit.

The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the TCEQ and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board

**LBB Staff:** JOB, WK, ZS, TL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

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**April 4, 2005**

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**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: HB2370** by McReynolds (Relating to the regulation of poultry facilities.), **As Introduced**

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The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the Texas Commission on Environmental Quality and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board

**LBB Staff:** JOB, WK, ZS, TL

2

By: McReynolds, et al. (Senate Sponsor - Staples) H.B. No. 2370  
(In the Senate - Received from the House April 27, 2005;  
April 29, 2005, read first time and referred to Committee on  
Natural Resources; May 21, 2005, reported favorably by the  
following vote: Yeas 7, Nays 0; May 21, 2005, sent to printer.)

A BILL TO BE ENTITLED  
AN ACT

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SECTION 1. Section 26.0286(a), Water Code, is amended by  
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applying waste.

SECTION 2. Section 26.0286, Water Code, is amended by  
adding Subsection (d) to read as follows:

(d) This section does not apply to a poultry operation that  
does not use a liquid waste handling system.

SECTION 3. Section 26.301, Water Code, is amended by adding  
Subdivision (5) to read as follows:

(5) "Liquid waste handling system" has the meaning  
assigned by Section 26.0286.

SECTION 4. Section 26.302, Water Code, is amended by adding  
Subsections (b-1) and (d) to read as follows:

(b-1) The State Soil and Water Conservation Board may  
certify a water quality management plan for a poultry facility  
that:

(1) does not use a liquid waste handling system; and  
(2) has obtained a permit or other authorization from  
the commission.

(d) This section does not affect the authority of the  
commission to investigate or take enforcement action against an  
unauthorized discharge under Section 26.121.

SECTION 5. Section 201.026(e), Agriculture Code, as added  
by Section 1, Chapter 1189, Acts of the 77th Legislature, Regular  
Session, 2001, is amended to read as follows:

(e) At the request of the landowner, the state board may  
develop and certify a water quality management plan for any  
agricultural or silvicultural land in the state. Section  
26.302(b-1), Water Code, applies to a water quality management plan  
developed or certified for use by a poultry facility under this  
section.

SECTION 6. This Act takes effect September 1, 2005.

\* \* \* \* \*

FAVORABLE  
SENATE COMMITTEE REPORT ON

SB SCR SJR SB HB HCR HJR 2370  
By McReynolds  
Author/Senate Sponsor  
5-21-05  
(date)

We, your Committee on NATURAL RESOURCES, to which was referred the attached measure,  
have on 5/20/05, had the same under consideration and I am instructed to report it  
(date of hearing)  
back with the recommendation (s) that it:

- ☒ do pass and be printed  
☐ do pass and be ordered not printed  
☒ and is recommended for placement on the Local and Uncontested Bills Calendar.  
A fiscal note was requested. ☒ yes ☐ no  
A revised fiscal note was requested. ☐ yes ☒ no  
An actuarial analysis was requested. ☐ yes ☒ no  
Considered by subcommittee. ☐ yes ☒ no

The measure was reported from Committee by the following vote:

	YEA	NAY	ABSENT	PNV
Senator Armbrister, Chair	<input checked="" type="checkbox"/>			
Senator Jackson, Vice-Chair	<input checked="" type="checkbox"/>			
Senator Barrientos			<input checked="" type="checkbox"/>	
Senator Duncan			<input checked="" type="checkbox"/>	
Senator Estes	<input checked="" type="checkbox"/>			
Senator Fraser	<input checked="" type="checkbox"/>			
Senator Hinojosa	<input checked="" type="checkbox"/>			
Senator Lindsay	<input checked="" type="checkbox"/>			
Senator Madla			<input checked="" type="checkbox"/>	
Senator Seliger	<input checked="" type="checkbox"/>			
Senator Staples			<input checked="" type="checkbox"/>	
TOTAL VOTES	7	0	4	0

COMMITTEE ACTION

S260 Considered in public hearing  
S270 Testimony taken

Holly C. McReynolds  
COMMITTEE CLERK

[Signature]  
CHAIRMAN

Paper clip the original and one copy of this signed form to the original bill  
Retain one copy of this form for Committee files

## **BILL ANALYSIS**

Senate Research Center  
79R12305 SLO-D

H.B. 2370  
By: McReynolds (Staples)  
Natural Resources  
5/4/2005  
Engrossed

### **AUTHOR'S/SPONSOR'S STATEMENT OF INTENT**

The 77th Legislature, Regular Session, 2001, required all dry litter poultry producers to obtain a water quality management plan certified by the Texas State Soil and Water Conservation Board (board). At the time, the United States Environmental Protection Agency (EPA) did not require litter operations to obtain water quality permits because they were considered non-point source facilities.

Recently, EPA amended its concentrated feeding operations (CAFO) regulations, changing the classification of dry litter poultry facilities and making them subject to CAFO rules. As CAFOs, dry litter operations will be required to obtain water permits in accordance with the Clean Water Act. The Texas Commission on Environmental Quality (TCEQ) and the board have worked together to develop rules dealing with CAFOs and dry litter poultry facilities. These rules will go into effect April, 2006. The proposed rules recognize the water quality management plans as a method of meeting the technical requirements for the water quality permit.

H.B. 2370 clarifies that the board has the authority to provide technical conservation planning assistance to dry litter facilities that are required to have water quality permit coverage under the Clean Water Act. The bill also clarifies that dry litter operations are not subject to regulation under Chapter 26 (Water Quality Control), Water Code.

These changes do not exempt an entity from obtaining permit coverage from TCEQ. The changes only clarify that the board may continue to provide assistance to a certain sector of the regulated community.

### **RULEMAKING AUTHORITY**

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 26.0286(a), Water Code, by adding Subdivision (3) to define "liquid waste handling system."

SECTION 2. Amends Section 26.0286, Water Code, by adding Subsection (d), to provide that this section (Procedures Applicable to Permits for Certain Concentrated Animal Feeding Operations) does not apply to a poultry operation that does not use a liquid waste handling system.

SECTION 3. Amends Section 26.301, Water Code, by adding Subdivision (5) to define "liquid waste handling system."

SECTION 4. Amends Section 26.302, Water Code, by adding Subsections (b-1) and (d), as follows:

(b-1) Authorizes the State Soil and Water Conservation Board to certify a water quality management plan for a poultry facility that meets certain criteria.

(d) Provides that this section does not affect the authority of the Texas Commission on Environmental Quality to investigate or take enforcement action against an unauthorized discharge under Section 26.121.

SECTION 5. Amends Section 201.026(e), Agriculture Code, as added by Section 1, Chapter 1189, Acts of the 77th Legislature, Regular Session, 2001, to provide that Section 26.302(b-1), Water Code, applies to a water quality management plan developed or certified for use by a poultry facility under this section.

SECTION 6. Effective date: September 1, 2005.

**LEGISLATIVE BUDGET BOARD**

Austin, Texas

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**May 15, 2005**

**TO:** Honorable Kenneth Armbrister, Chair, Senate Committee on Natural Resources

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: HB2370** by McReynolds (Relating to the regulation of poultry facilities.), **As Engrossed**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would exempt poultry operations that do not use a liquid waste handling system from certain permitting requirements and in the designation of water quality protection zones. As a result, the Texas Commission on Environmental Quality (TCEQ) reports that dry litter poultry operations located in protection zones could obtain authorization under a Concentrated Animal Feeding Operations (CAFO) general permit instead of an individual permit.

The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the TCEQ and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board

**LB Staff:** JOB, WK, ZS, TL



**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

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**TO:** Honorable Dennis Bonnen, Chair, House Committee on Environmental Regulation

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<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would exempt poultry operations that do not use a liquid waste handling system from certain permitting requirements and in the designation of water quality protection zones. As a result, the Texas Commission on Environmental Quality (TCEQ) reports that dry litter poultry operations located in protection zones could obtain authorization under a Concentrated Animal Feeding Operations (CAFO) general permit instead of an individual permit.

The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the TCEQ and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board

**LBB Staff:** JOB, WK, ZS, TL

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION**

**April 4, 2005**

**TO:** Honorable Dennis Bonnen, Chair, House Committee on Environmental Regulation

**FROM:** John S. O'Brien, Deputy Director, Legislative Budget Board

**IN RE: HB2370** by McReynolds (Relating to the regulation of poultry facilities.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would define a "liquid waste handling system" as one in which fresh water or wastewater is used for the transportation and land application of waste. The bill would provide for the Soil and Water Conservation Board to certify a water quality management plan for poultry operations that are required to obtain a permit or authorization from the Texas Commission on Environmental Quality and that do not use a liquid waste handling system. Any costs in implementing the bill are expected to be absorbed within the respective agency's current budget.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 582 Commission on Environmental Quality, 592 Soil and Water Conservation Board

**LBB Staff:** JOB, WK, ZS, TL

## REQUEST FOR LOCAL & UNCONTESTED CALENDAR PLACEMENT

SENATOR CHRIS HARRIS, CHAIRMAN  
SENATE COMMITTEE ON ADMINISTRATION

Notice is hereby given that HB 2370, by McReynolds / Staples,  
(Bill No.) (Author/Sponsor)  
was heard by the Committee on Natural Resources on 5/20,  
2005,

and reported out with the recommendation that it be placed on the Local and Uncontested Calendar.

Kathy C. Hill  
(Clerk of the reporting committee)

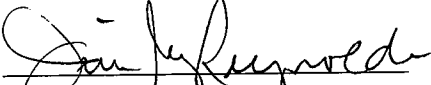
**IMPORTANT: A COPY OF THIS FORM MUST BE ATTACHED TO A COMMITTEE PRINTED VERSION OF THE BILL OR RESOLUTION AND SHOULD BE DELIVERED TO THE ADMINISTRATION COMMITTEE OFFICE, E1.714. DEADLINES FOR SUBMITTING BILLS AND RESOLUTIONS WILL BE ANNOUNCED ON A REGULAR BASIS.**

79TH LEGISLATURE

COAUTHOR AUTHORIZATION

(please request your coauthors to sign this form  
in lieu of the front or the back of the original bill)

Bill or Resolution Number: HB 2370

  
signature of **primary** author

Jim McReynolds  
printed name of **primary** author

MAR 23 2005  
Date

PERMISSION TO SIGN HB 2370 HAS BEEN GIVEN TO (check only one of the following):  
(bill or resolution #)

☒ ALL REPRESENTATIVES  
☐ THE FOLLOWING REPRESENTATIVE(S): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

I authorize the Chief Clerk to include my name as a coauthor of the legislation indicated above:

<u>A2100 Allen, Alma</u>	<u>Date</u>	<u>A2435 Coleman</u>	<u>Date</u>	<u>A2800 Escobar</u>	<u>Date</u>
<u>A2115 Allen, Ray</u>	<u>Date</u>	<u>A2450 Cook, Byron</u>	<u>Date</u>	<u>A2795 Farabee</u>	<u>Date</u>
<u>A2125 Alonzo</u>	<u>Date</u>	<u>A2565 Cook, Robert "Robby"</u>	<u>Date</u>	<u>A2810 Farrar</u>	<u>Date</u>
<u>A2150 Anchia</u>	<u>Date</u>	<u>A2595 Corte</u>	<u>Date</u>	<u>A2840 Flores</u>	<u>Date</u>
<u>A2155 Anderson</u>	<u>Date</u>	<u>A2605 Crabb</u>	<u>Date</u>	<u>A2850 Flynn</u>	<u>Date</u>
<u>A2160 Bailey</u>	<u>Date</u>	<u>A2610 Craddick</u>	<u>Date</u>	<u>A2860 Frost</u>	<u>Date</u>
<u>A2170 Baxter</u>	<u>Date</u>	<u>A2640 Crownover</u>	<u>Date</u>	<u>A2920 Gallego</u>	<u>Date</u>
<u>A2205 Berman</u>	<u>Date</u>	<u>A2620 Davis, John</u>	<u>Date</u>	<u>A2960 Gattis</u>	<u>Date</u>
<u>A2220 Blake</u>	<u>Date</u>	<u>A2625 Davis, Yvonne</u>	<u>Date</u>	<u>A2945 Geren</u>	<u>Date</u>
<u>A2230 Bohac</u>	<u>Date</u>	<u>A2635 Dawson</u>	<u>Date</u>	<u>A2935 Giddings</u>	<u>Date</u>
<u>A2250 Bonnen</u>	<u>Date</u>	<u>A2680 Delisi</u>	<u>Date</u>	<u>A2910 Gonzales</u>	<u>Date</u>
<u>A2280 Branch</u>	<u>Date</u>	<u>A3385 Denny</u>	<u>Date</u>	<u>A4660 Gonzalez Toureilles</u>	<u>Date</u>
<u>A2265 Brown, Betty</u>	<u>Date</u>	<u>A2690 Deshotel</u>	<u>Date</u>	<u>A2985 Goodman</u>	<u>Date</u>
<u>A2270 Brown, Fred</u>	<u>Date</u>	<u>A2705 Driver</u>	<u>Date</u>	<u>A2990 Goolsby</u>	<u>Date</u>
<u>A2255 Burnam</u>	<u>Date</u>	<u>A2665 Dukes</u>	<u>Date</u>	<u>A3010 Griggs</u>	<u>Date</u>
<u>A2295 Callegari</u>	<u>Date</u>	<u>A2660 Dunnam</u>	<u>Date</u>	<u>A3020 Grusendorf</u>	<u>Date</u>
<u>A2290 Campbell</u>	<u>Date</u>	<u>A2650 Dutton</u>	<u>Date</u>	<u>A3045 Guillen</u>	<u>Date</u>
<u>A2490 Casteel</u>	<u>Date</u>	<u>A2770 Edwards</u>	<u>Date</u>	<u>A3035 Haggerty</u>	<u>Date</u>
<u>A2495 Castro</u>	<u>Date</u>	<u>A2775 Eiland</u>	<u>Date</u>	<u>A3050 Hamilton</u>	<u>Date</u>
<u>A2585 Chavez</u>	<u>Date</u>	<u>A2780 Eissler</u>	<u>Date</u>	<u>A2695 Hamric</u>	<u>Date</u>
<u>A2480 Chisum</u>	<u>Date</u>	<u>A2785 Elkins</u>	<u>Date</u>	<u>A3160 Hardcastle</u>	<u>Date</u>

A3165 Harper-Brown	Date	A3540 Laubenberg	Date	A4230 Quintanilla	Date
A3170 Hartnett	Date	A3560 Leibowitz	Date	A4215 Raymond	Date
A3190 Hegar	Date	A3620 Luna	Date	A4236 Reyna	Date
A3140 Herrero	Date	A3715 Madden	Date	A4220 Riddle	Date
A3250 Hilderbran	Date	A3780 Martinez	Date	A4250 Ritter	Date
A3275 Hill	Date	A2835 Martinez Fischer	Date	A4270 Rodriguez	Date
A3305 Hochberg	Date	A3665 McCall	Date	A4350 Rose	Date
A3290 Hodge	Date	A3650 McClendon	Date	A4420 Seaman	Date
A3325 Homer	Date	A3845 McReynolds	Date	A4525 Smith, Todd	Date
A3320 Hope	Date	A3830 Menendez	Date	A4540 Smith, Wayne	Date
A3330 Hopson	Date	A3840 Merritt	Date	A4530 Smithee	Date
A3315 Howard	Date	A3835 Miller	Date	A4550 Solis	Date
A3340 Hughes	Date	A3855 Moreno, Joe	Date	A4505 Solomons	Date
A3355 Hunter	Date	A3860 Moreno, Paul	Date	A4545 Strama	Date
A3360 Hupp	Date	A3870 Morrison	Date	A4570 Swinford	Date
A3375 Isett	Date	A3865 Mowery	Date	A4585 Talton	Date
A3350 Jackson	Date	A3885 Naishtat	Date	A4600 Taylor	Date
A3405 Jones, Delwin	Date	A3895 Nixon	Date	A4630 Thompson	Date
District 121	Date	A3900 Noriega	Date	A4650 Truitt	Date
A3400 Jones, Jesse	Date	A3880 Oliveira	Date	A4685 Turner	Date
A3475 Keel	Date	A3886 Olivo	Date	A4695 Uresti	Date
A3410 Keffer, Bill	Date	A3930 Orr	Date	A4700 Van Arsdale	Date
A3480 Keffer, Jim	Date	A3945 Otto	Date	A4725 Veasey	Date
A3470 King, Phil	Date	A4100 Paxton	Date	A4800 Villarreal	Date
A3465 King, Tracy	Date	A4140 Pena	Date	A4900 Vo	Date
A3495 Kolkhorst	Date	A4160 Phillips	Date	A4995 West	Date
A3485 Krusee	Date	A4180 Pickett	Date	A4985 Wong	Date
A3450 Kuempel	Date	A4185 Pitts	Date	A5005 Woolley	Date
A3510 Laney	Date	A4200 Puente	Date	A5150 Zedler	Date

*Emmett Kuempel 3/29/05*

*[Signature]* 4-25-05

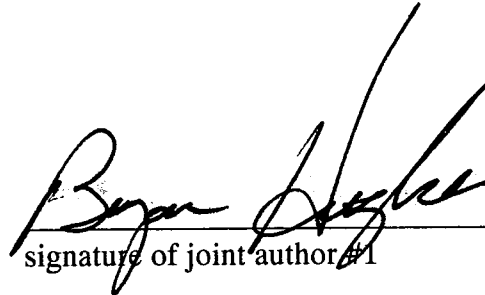
for chief clerk use only

Bill or Resolution Number: HB 2370

### JOINT AUTHOR AUTHORIZATION

As primary author of HB 2370 I hereby authorize the following joint author(s):  
(bill or resolution #)

Rep. B. Hughes  
printed name of joint author #1

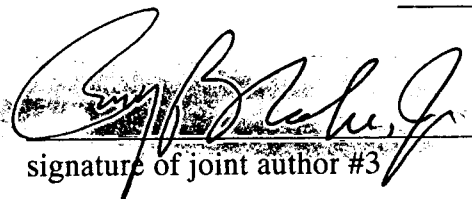
  
signature of joint author #1

APR 18 2005

Rep. M. Homer  
printed name of joint author #2

\_\_\_\_\_  
signature of joint author #2

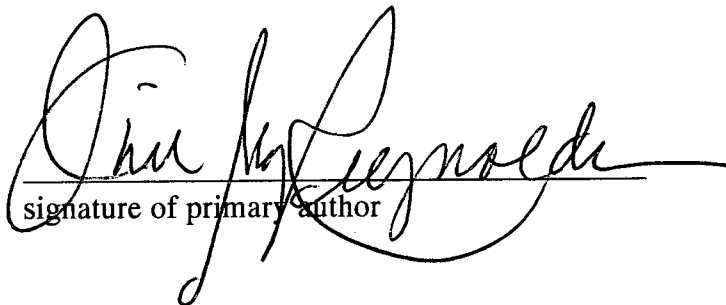
Rep. R. Blake, Jr.  
printed name of joint author #3

  
signature of joint author #3

MAR 31 2005

Rep. E. Kuempel  
printed name of joint author #4

\_\_\_\_\_  
signature of joint author #4

  
signature of primary author

3/30/5  
date

H.B. No.

2370

A BILL TO BE ENTITLED  
AN ACT

By

*Jim Reynolds*

relating to the regulation of poultry facilities.

MAR 09 2005

Filed with the Chief Clerk

MAR 15 2005

Read first time and referred to Committee on

~~Environmental Regulation~~

APR 12 2005

Reported favorably ~~(unfavorably)~~  
(as substituted)

APR 19 2005

Sent to Committee on (Calendars)

~~(Unfavorable Calendar)~~

APR 25 2005

Read second time (comm. subst.) (~~amended~~); passed to third reading (~~failed~~) by a (non-record vote)  
(~~record vote of~~ ~~yeas~~, ~~nays~~, ~~present~~, ~~not voting~~)

Constitutional rule requiring bills to be read on three several days suspended (failed to suspend)  
by a vote of ~~yeas~~, ~~nays~~, ~~present~~, ~~not voting~~

APR 26 2005

Read third time (~~amended~~), finally passed (~~failed to pass~~) by a (non-record vote)  
(~~record vote of~~ ~~yeas~~, ~~nays~~, ~~present~~, ~~not voting~~)

Engrossed

APR 27 2005

Sent to Senate

*Robert Hanes*

CHIEF CLERK OF THE HOUSE

OTHER HOUSE ACTION:

APR 27 2005

Received from the House

APR 29 2005

Read and referred to Committee on

NATURAL RESOURCES

MAY 21 2005

Reported favorably

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time

Ordered not printed

Laid before the Senate

Senate and Constitutional Rules to permit consideration suspended by (unanimous consent)  
(~~yeas~~, ~~nays~~)

Read second time, ~~yeas~~, ~~nays~~, and passed to third reading by (unanimous consent)  
(a viva voce vote)  
(~~yeas~~, ~~nays~~)

Senate and Constitutional 3 Day Rules suspended by a vote of ~~yeas~~, ~~nays~~

Read third time, ~~yeas~~, ~~nays~~, and passed by a (viva voce vote)  
(~~yeas~~, ~~nays~~)

Returned to the House

SECRETARY OF THE SENATE

OTHER SENATE ACTION:

\_\_\_\_\_ Returned from the Senate (as substituted)  
(with amendments)

\_\_\_\_\_ House concurred in Senate amendments by a (non-record vote)  
(record vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting)

\_\_\_\_\_ House refused to concur in Senate amendments and requested the appointment of a conference committee  
by a (non-record vote) (record vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting)

\_\_\_\_\_ House conferees appointed: \_\_\_\_\_, Chair; \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_ Senate granted House request. Senate conferees appointed: \_\_\_\_\_, Chair;  
\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_ Conference committee report adopted (rejected) by the House by a (non-record vote)  
(record vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting)

\_\_\_\_\_ Conference committee report adopted (rejected) by the Senate by a (viva voce vote)  
(record vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays)

05 APR 19 AM 12:15  
HOUSE OF REPRESENTATIVES